



## **Ordinance Number 551**

### **AN ORDINANCE DECLARING AND ESTABLISHING THE PROCEDURES FOR A SPECIAL ELECTION FOR THE OFFICE OF 6TH DISTRICT COUNCIL**

First and Second Reading:

March 08, 2012 Council Meeting

Results:        Passed        6 In Favor, 0 Opposed with 1 Vacant

Third and Final Reading:

April 12, 2012 Council Meeting

Results:        **Withdrawn        6 In Favor, 0 Opposed with 1 Absent**

# **Ordinance Number 551**

## **AN ORDINANCE DECLARING AND ESTABLISHING THE PROCEDURES FOR A SPECIAL ELECTION FOR THE OFFICE OF 6TH DISTRICT COUNCIL**

**WHEREAS**, On Monday, February 20, 2012, 6th District Councilman Edward Olga passed away as a result of injuries he suffered in a motorcycle accident; and

**WHEREAS**, Section 302C of the Town Charter states that when a vacancy occurs in the council for any reason that a special election be held to fill the vacancy unless the vacancy occurs within 365 days of a regular election; and

**WHEREAS**, On the date of Councilman Olga's passing there was more than 365 days before the next regularly scheduled municipal election.

### **NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF ELSMERE AS FOLLOWS:**

That in addition to the requirements of the Charter of the Town of Elsmere, Chapter 19 of the Code of the Town of Elsmere and the Delaware State Law, the Town of Elsmere shall hold a "Special Election" which shall be conducted under the following Rules and Regulations.

1. The date of the Special Election shall be Friday, April 20, 2012.
  - a. The hours during which the polls shall be open on this date shall be from 8:00AM to 8:00PM.
  - b. The polling place for the election shall be held at the Elsmere Town Hall, located at 11 Poplar Avenue, Elsmere, Delaware.
  - c. The election shall be held solely for the purpose of filling the vacant sixth district council seat.
2. The Town Manager shall make public notice of the election as prescribed by the Charter, Code and Law.
3. Absentee Ballots shall become available on March 31, 2012.
4. Write in votes shall not be permitted.
5. The Town of Elsmere Board of Election shall oversee the election and its compliance with the Town Charter, Town Code and State Law.

6. That Ms. Diana Poole is appointed as Absentee Ballot Clerk for the election. In the absence of Ms. Poole, Mrs. Tina Law shall serve as Absentee Ballot Clerk.

March 08, 2012  
First and Second Reading

April 12, 2012  
Third and Final Reading

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Deborah A. Norkavage, Mayor

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Joann I. Personti, Secretary

Approved as to form:

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Town Solicitor

## **SYNOPSIS**

This Ordinance orders a special election to be held to fill a vacancy of the Town's sixth district council and sets the procedures to be followed for that election.

## **Fiscal Impact**

The cost of the 2012 Special Election is estimated to be approximately \$1,500.00.